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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION**
(37 CFR 1.63)

Declaration Submitted With Initial Filing

OR

Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

| | |
|------------------------|-----------------|
| Attorney Docket Number | 60246-258/10781 |
| First Named Inventor | Tobias Sienel |
| COMPLETE IF KNOWN | |
| Application Number | |
| Filing Date | Herewith |
| Art Unit | |
| Examiner Name | |

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FREEZE PROTECTION FOR HEAT PUMP SYSTEM

(Title of the Invention)

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY) as United States Application Number or PCT International

Application Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed | Certified Copy Attached? | |
|-------------------------------------|---------|----------------------------------|--------------------------|--------------------------|--------------------------|
| | | | | Yes | No |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Name

John E. Carlson

Address

400 West Maple Road, Suite 350

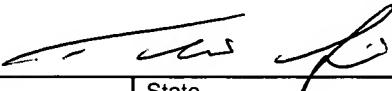
City Birmingham State MI ZIP 48009

Country United States Telephone (248) 988-8360 Fax (248) 988-8363

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR: A petition has been filed for this unsigned inventor

Given Name (first and middle [if any]) Tobias Family Name or Surname Sienel

Inventor's Signature  Date 11/24/03

Residence: City EastHampton State MA Country USA Citizenship US

Mailing Address
22 Bayberry Drive

City EastHampton State MA ZIP 01027 Country USA

NAME OF SECOND INVENTOR: A petition has been filed for this unsigned inventor

Given Name (first and middle [if any]) Nicolas Family Name or Surname Pondicq-Cassou

Inventor's Signature Date

Residence: City Lyon State Country France Citizenship French

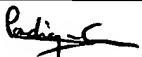
Mailing Address
6 rue Barodet

City Lyon State ZIP 69004 Country France

 Additional inventors or a legal representative are being named on the _____ supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.

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DECLARATION — Utility or Design Patent Application

| | | | |
|---|-------------|---|-----------------------|
| Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number: 026096 OR <input type="checkbox"/> Correspondence address below | | | |
| Name John E. Carlson | | | |
| Address 400 West Maple Road, Suite 350 | | | |
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| Country United States | | Telephone (248) 988-8360 | Fax (248) 988-8363 |
| I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. | | | |
| NAME OF SOLE OR FIRST INVENTOR: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle [if any]) Tobias | | Family Name or Surname Sienel | |
| Inventor's Signature | | | Date |
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| NAME OF SECOND INVENTOR: | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | |
| Given Name (first and middle [if any]) Nicolas | | Family Name or Surname Pondicq-Cassou | |
| Inventor's Signature  | | | Date 11/25/2003 |
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| Mailing Address 6 rue Barodet | | | |
| City Lyon | State | ZIP 69004 | Country France |
| <input type="checkbox"/> Additional inventors or a legal representative are being named on the _____ supplemental sheet(s) PTO/SB/02A or 02LR attached hereto. | | | |

Please type a plus sign (+) inside this box →

PTO/SB/02C (3-97)

Approved for use through 9/30/98. OMB 0651-0032

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| DECLARATION | | REGISTERED PRACTITIONER INFORMATION (Supplemental Sheet) | |
|-----------------------|--------------------------------|---|--------------------------------|
| Name | Registration Number | Name | Registration Number |
| Theodore W. Olds | 33,080 | All attorneys associated with customer number 30956 | |
| John E. Carlson | 37,794 | | |
| David J. Gaskey | 37,139 | | |
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| William S. Gottschalk | 44,130 | | |
| David L. Wisz | 46,350 | | |
| Karin H. Butchko | 45,864 | | |
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| Anthony P. Cho | 47,209 | | |
| Anna M. Shih | 36,372 | | |

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